K 1949. **File No.** O.G. & Wards /49

Legal Deptt.

A, **BRANCH**

Subject:— Opinions under the Guardian and Wards Act 1890

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Section 7 of the Guardians and Ward Act, 1890, gives power to the District Court, if it is for the welfare of a minor, to appoint a guardian of his person or property or both or to declare a person to be such a guardian. Section 17 prescribes the principles to be followed in making the appointment of, or declaring, a guardian. It is open to the District Court to appoint either the Collector or any other suitable person as a guardian.(vide sections 18, 22, 23, 28, 32, 34, etc) As the Act provides for the appointment of the Collector as guardian, no further amendment of the Act is necessary. Effect can be given to the recommendation of the Committee by the High Court issuing instructions to District Courts. No legislation appears necessary to give effect to the Committee's proposals. This was also the view of the Committee (vide para. 105 of their report).

Sd/.....31/1.

Additional Secretary to Government.

U.R. to H.D.No. 1190 dated the 1st February 1949.

DYR.

6/6.

5c.